

UNITED STATES OF AMERICA, :
v. : Case No. 3:00-cr-01-KRG-KAP
SEDRIC A. MORRIS, :
Movant :

If the court had a basis for resentencing Morris, under Pepper the court could take his rehabilitative efforts into

account. United States v. Diaz, 639 F.3d 616 (3d Cir.2011). But movant cannot bootstrap his way to resentencing solely on the basis of post-sentence rehabilitative efforts: neither Fed.R.Crim.P. 35 nor 18 U.S.C. § 3582(c) provide this court the power to grant that relief.

Pursuant to 28 U.S.C. § 636(b)(1), the parties are given notice that they have fourteen days to serve and file written objections to this Report and Recommendation.

DATE: 10/15/12

Keith A. Pesto
Keith A. Pesto,
United States Magistrate Judge

Notice to counsel of record by ECF and by U.S. Mail to:

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